(8) CFLOR

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

WRIT PETITION NO. 3657 OF 2003

BETWEEN

Sushil Singh S/o Shri Raghuraj Singh Thakur, aged about 30 years, Panchayat Secretary, Gram Panchayat Kumhali, Block Jagdalpur District Bastar (CG).

P. R. No. 3469/03
Presented by Shri Virendra Gandhare
dated 05.11.03

PETITIONER

A N D

1. The State of Chhattisgarh,
Through the Secretary Department of Panchayat and Social Welfare, Mantralay, D.K.S. Building, Raipur (CG).

2. The Additional Collector,
Bastar at Jagdalpur (CG).

3. The Sub Divisional Officer (Revenue)
Jagdalpur District Bastar (CG).

4. The Deputy Director,
Panchayat and Social Welfare, Jagdalpur
District Bastar (CG).

5. The Chief Executive Officer,
Janpad Panchayat Jagdalpur
District Bastar (CG).

6. Smt. Sunamani W/o Budhu,
Resident of Village Kumhali, Block Jagdalpur,
District Bastar (CG).

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5/11/03
Clerk to A.G. Bilaspur

RESPONDENTS

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA

1. Particulars of the Petitioner :

As stated in the cause title above.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(38)

आदेश पत्रक

मामला क्रमांक W.P. NO. 3657 सन् 2003

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

15.03.2004

Smt.Renu Kochar, Counsel for the Petitioner.

Shri Yashwant Singh, Govt. Advocate for the State on advance copy.

I.A.No.10484/2003 for exemption from filing the certified copy is not pressed. As such it is disposed of.

I.A.No.10485/2003 for urgent hearing is allowed.

By this petition filed under Article 226/227 of the Constitution of India, petitioner prays for setting aside the order dated 16.10.2003 (Annexure P-1) whereby the Additional Collector stayed the operation of the order dated 25.9.2003 passed by the Sub-Divisional Officer (Revenue).

Learned counsel for the petitioner submitted that this stay order has been obtained by mentioning wrong facts.

Learned Govt. Advocate submits that if an order has been obtained by wrong mention or suppression of facts then it is open to the parties to apply for vacation.

Having considered the facts and circumstances of the case and material on record, in the opinion of this Court no case is

[पीछे देखिये

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(39)

आदेश पत्रक

मामला क्रमांक W.P. No. 3657 सन् 2013

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	made out warranting interference by this Court in exercise of its jurisdiction under Articles 226/227 of the Constitution of India. However, since the matter is pending before the authority, it is open to the petitioner to apply for vacation of stay or otherwise. If such an application is made it shall be considered and decided by the authority as expeditiously as possible. With the observation/direction aforesaid, this petition is disposed of at this stage. Sd/- Fakhruddin Judge	
18.01		